

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DARREN CORNELIUS STANLEY,

No. C-07-4727 EMC

Petitioner,

DEATH PENALTY CASE

v.

RON DAVIS, Warden of San Quentin State
Prison,

**ORDER VACATING PROTECTIVE
ORDER**

Respondent.

(Docket Nos. 199, 201)

Petitioner has filed a motion to vacate the protective order currently in place in this matter. *See* Docket No. 48. Respondent does not object to the protective order being vacated based on Petitioner's express waiver of privilege, and Petitioner has agreed that waiver of privilege "is a sufficient basis for the Court to vacate the protective order." *See* Petitioner's Reply Re Motion to Vacate Protective Order at 1.

For good cause shown, and because Petitioner may and does waive privilege, the Court hereby **GRANTS** Petitioner's motion. *See, e.g., Osband v. Woodford*, 290 F.3d 1036, 1039 (9th Cir. 2002). The protective order currently in place is **VACATED**. Furthermore, Respondent's motion to

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1 strike Petitioner's redacted declaration (Docket No. 199) is **DENIED AS MOOT**. Petitioner shall
2 publicly file his unredacted declaration on or before March 8, 2016.

3 This order disposes of Docket Nos. 199 and 201.

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5 IT IS SO ORDERED.

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7 Dated: March 4, 2016

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EDWARD M. CHEN
United States District Judge